

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

CONTINUED PROSECUTION APPLICATION (CPA)  
REQUEST TRANSMITTAL

(only for Continuation or Divisional applications under 37 CFR 1.53(d))



Docket No.: 19603/2351 (CRF D-1510C)

Express Mail No.: EL434571780US

Examiner:

Art Unit:

Assistant Commissioner for Patents  
Washington, D.C. 20231  
BOX: CPA

This is a Request for filing a:

- ☒ continuation or  
☐ divisional application

under 37 CFR 1.53(d), continued prosecution application, (CPA) of prior application number 08/653,114, filed on May 24, 1996, of Erik Falck-Pedersen entitled ADENOVIRUS GENE EXPRESSION.

The above-identified prior pending application is hereby expressly abandoned as of the filing date of this request for a continued prosecution application (CPA).

1. ☐ Enter the unentered amendment previously filed on [\*enter date] under 37 CFR 1.116 in the prior nonprovisional application.
2. ☐ A preliminary amendment is enclosed.
3. ☐ This application is filed by fewer than all the inventors named in the prior application, 37 CFR 1.53 (d)(4).
  - a. ☐ Delete the following inventor(s) named in the prior nonprovisional application:  
  
\_\_\_\_\_  
  
\_\_\_\_\_  
  
\_\_\_\_\_
  - b. ☐ The inventor(s) to be deleted are set forth on a separate sheet enclosed herewith.
4. ☐ A new power of attorney is enclosed herewith.
5. ☐ Information Disclosure Statement (IDS) with PTO-1449 form(s) and copies of references are enclosed herewith.
6. The filing fee is calculated on the basis of the claims existing in the prior application as amended above:

08/05/1999 SLUANG1 00000076 08653114

01 FC:231

380.00 DP

(Col. 1)		(Col. 2)	SMALL ENTITY			LARGE ENTITY	
FOR:	NO. FILED	NO. EXTRA	RATE	FEE	OR	RATE	FEE
BASIC FEE	XXXXXXXXXX	XXXXXXXXXX	XXXXXX	\$380	OR	XXXXXX	\$760
TOTAL CLAIMS	13 - 20 =	0	x 9 =	\$	OR	x 18 =	\$
INDEP CLAIMS	1 - 3 =	*	x 39 =	\$	OR	x 78 =	\$
[ ] MULTIPLE DEPENDENT CLAIM PRESENTED			x130 =	\$	OR	x260 =	\$
*If the Total Claims are less than 20 and Indep. Claims are less than 3, enter "0" in Col. 2			TOTAL	\$380	OR	TOTAL	\$


7. ☒ A check in the amount of **\$380.00** is enclosed to cover the above filing fee.
8. ☒ The Commissioner is hereby authorized to charge fees which may be required, or credit overpayment to Deposit Account No. 14-1138. A duplicate copy of this sheet is enclosed.
9. Small entity status:
- ☐ A small entity statement is enclosed.
- ☒ A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired.
- ☐ is no longer claimed.
10. ☒ A Copy of the Request for Three-Month Extension of Time in prior application.
11. ☒ A self-addressed, prepaid postcard for acknowledging receipt.
12. Other:

Address all future communications to (may only be completed by Applicant, or attorney or agent of record):

**Michael L. Goldman**  
NIXON PEABODY LLP  
Clinton Square  
P.O. Box 1051  
Rochester, New York 14603

Respectfully submitted,

Date: August 3, 1999

  
Michael L. Goldman  
Registration No. 30,727

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Clinton Square, P.O. Box 1051  
Rochester, New York 14603  
Telephone: (716) 263-1304  
Facsimile: (716) 263-1600



**EXPRESS MAIL CERTIFICATE**

DOCKET NO.: 19603/2351 (CRF D-1510C)  
APPLICANT: ERIK FALCK-PEDERSEN  
TITLE: ADENOVIRUS GENE EXPRESSION SYSTEM

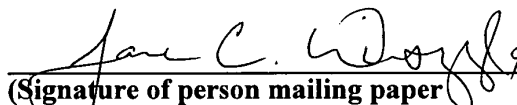
Certificate is attached to the **Continued Prosecution Application (CPA) Request Transmittal Letter (2 pages)** of the above-named application.

EXPRESS MAIL NUMBER: EL434571780US

DATE OF DEPOSIT: August 3, 1999

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231, Box: CPA.

Jane C. Wirszyla  
(Typed or printed name of person  
mailing paper or fee)

  
(Signature of person mailing paper  
or fee)